



**BellSouth Telecommunications, Inc.**  
**Legal Department**  
1600 Williams Street  
Suite 5200  
Columbia, SC 29201

patrick.turner@bellsouth.com

**Patrick W. Turner**  
General Counsel-South Carolina

803 401 2900  
Fax 803 254 1731

May 27, 2005

Mr. Charles Terreni  
Chief Clerk of the Commission  
Public Service Commission of South Carolina  
Post Office Drawer 11649  
Columbia, South Carolina 29211

Re: Joint Application of KMC Telecom Holdings, Inc., KMC Telecom LLC, KMC Telecom II LLC, KMC Telecom III LLC and Telcove, Inc., Telecove of South Carolina, Inc. for Approval of a Transfer of Assets and Customer Base  
Docket No. 2005-54-C

Dear Mr. Terreni:

Enclosed for filing are an original and ten copies of BellSouth Telecommunications, Inc.'s Notice of Withdrawal of Petition with Prejudice in the above-referenced matter.

By copy of this letter, I am serving all parties of record with a copy of the notice as indicated on the attached Certificate of Service.

Sincerely,

A handwritten signature in black ink that reads "Patrick W. Turner". The signature is written in a cursive, flowing style.

Patrick W. Turner

PWT/nml  
Enclosure  
cc: All Parties of Record  
DM5 #586903

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

DOCKET NO. 2005-54-C


IN RE: )  
)  
Joint Application of KMC Telecom )  
Holdings., KMC Telecom LLC, KMC )  
Telecom II LLC, KMC Telecom III LLC )  
and Telcove, Inc., Telcove of South )  
Carolina, Inc. For Approval of a Transfer of )  
Assets and Customer Base )  
)  
\_\_\_\_\_ )

2005 MAY 27 04:10:02  
P. 101

**BELLSOUTH TELECOMMUNICATIONS, INC.'s.**  
**NOTICE OF WITHDRAWAL OF PETITION WITH PREJUDICE**

Pursuant to S.C. Code Ann. §58-3-225(E), BellSouth Telecommunications, Inc. ("BellSouth") respectfully withdraws the Petition to Intervene ("Petition") it filed in this docket on or about May 16, 2005. While the statute permits BellSouth to withdraw its Petition without prejudice, BellSouth has elected, in this instance, to withdraw its Petition with prejudice. BellSouth further withdraws any opposition to the above captioned proceeding and, from its perspective, sees no reason for the Commission to hold a hearing on this matter.

Respectfully submitted on this 27th day of May, 2005.

  
\_\_\_\_\_  
Patrick W. Turner  
1600 Williams Street, Suite 5200  
Columbia, South Carolina 29201  
(803) 401-2900

ATTORNEY FOR BELLSOUTH  
TELECOMMUNICATIONS, INC.

STATE OF SOUTH CAROLINA

)

CERTIFICATE OF SERVICE

)

COUNTY OF RICHLAND

)

The undersigned, Nyla M. Laney, hereby certifies that she is employed by the Legal Department for BellSouth Telecommunications, Inc. ("BellSouth") and that she has caused BellSouth Telecommunications, Inc.'s Notice of Withdrawal of Petition with Prejudice in Docket No. 2005-54-C to be served upon the following this May 27, 2005:

Florence P. Belser, Esquire  
General Counsel  
Office of Regulatory Staff  
Post Office Box 11263  
Columbia, South Carolina 29211  
**(U. S. Mail and Electronic Mail)**

Benjamin P. Mustian, Esquire  
Office of Regulatory Staff  
Post Office Box 11263  
Columbia, South Carolina 29211  
**(U. S. Mail and Electronic Mail)**

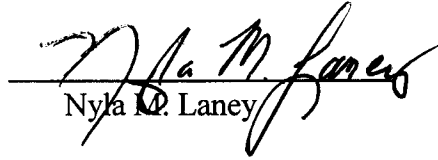
F. David Butler, Esquire  
Senior Counsel  
S. C. Public Service Commission  
Post Office Box 11649  
Columbia, South Carolina 29211  
(PSC Staff)  
**(U. S. Mail and Electronic Mail)**

Jocelyn G. Boyd, Esquire  
Staff Attorney  
S. C. Public Service Commission  
Post Office Box 11649  
Columbia, South Carolina 29211  
(PSC Staff)  
jocelyn.boyd@psc.sc.gov  
**(U. S. Mail and Electronic Mail)**

2005 MAY 27 4 19 PM  
FLORENCE P. BELSER

Joseph Melchers  
Chief Counsel  
S.C. Public Service Commission  
Post Office Box 11649  
Columbia, South Carolina 29211  
(PSC Staff)  
**(U.S. Mail and Electronic Mail)**

Tamar E. Finn  
Danielle C. Burt  
Swidler Berlin LLP  
3000 K Street, NW, Suite 300  
Washington, DC, 20007  
(KMC Telecom and Telcove, Inc.)  
**(U.S. Mail and Electronic Mail)**

  
Nyla M. Laney

PC Docs # 585508